

(i) representatives from the Forest Service, Soil Conservation Service, Agricultural Stabilization and Conservation Service, and Extension Service;

(ii) representatives, to be appointed by the State forester or equivalent State official, representative of—

(I) local government;

(II) consulting foresters;

(III) environmental organizations;

(IV) forest products industry;

(V) forest land owners;

(VI) land-trust organizations, if applicable in the State;

(VII) conservation organizations; and

(VIII) the State fish and wildlife agency; and

(iii) any other individuals determined appropriate by the Secretary.

(C) Terms

The members of the State Coordinating Committee appointed under subparagraph (B)(ii) shall serve 3-year terms, with the initial members serving staggered terms as determined by the State forester or equivalent State official, and may be reappointed for consecutive terms.

(D) Existing committees

Existing State forestry committees may be used to complement, formulate, or replace the State Coordinating Committees to avoid duplication of efforts if such existing committees are made up of membership that is similar to that described in subparagraph (B)(ii), and if such existing committees include landowners and the general public in their memberships.

(2) Duties

A State Coordinating Committee shall—

(A) consult with other Department of Agriculture and State committees that address State and private forestry issues;

(B) make recommendations to the Secretary concerning the assignment of priorities and the coordination of responsibilities for the implementation of this chapter by the various Federal and State forest management agencies that take into consideration the mandates of each such agency;

(C) make recommendations to the State forester or equivalent State official concerning the development of a Forest Stewardship Plan under paragraph (3); and

(D) make recommendations to the Secretary concerning those forest lands that should be given priority for inclusion in the Forest Legacy Program established pursuant to section 2103c of this title.

(3) Forest Stewardship Plan

The State forester or equivalent State official of each State, in consultation with the State Coordinating Committee of such State, shall develop a Forest Stewardship Plan that shall—

(A) provide baseline data on the forest resources of the State;

(B) outline threats to the forest resources of the State;

(C) describe economic and environmental opportunities that are linked with the forest resources of the State;

(D) address management problems, opportunities, and objectives associated with intermingled Federal, State, and private land ownership patterns within the State; and

(E) make planning recommendations for Federal, State, and local implementation of this chapter.

(4) Other plans

Other State forest management plans may be used as the basis for or in lieu of establishing a plan for the State under paragraph (3) if such plans fully conform to the objectives of this section.

(5) Termination

The State Coordinating Committees shall not terminate.

(6) Rule of construction

Nothing in this section shall be construed to compel action by any State official.

(Pub. L. 95-313, §19, as added Pub. L. 101-624, title XII, §1222, Nov. 28, 1990, 104 Stat. 3540.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 2103b, 2103c of this title.

§ 2114. Administration

(a) In general

The Secretary shall administer this chapter in accordance with regulations that the Secretary shall develop.

(b) Guidelines

The regulations promulgated under this chapter shall include guidelines for the administration of this chapter at the Federal and State levels and shall identify the measures and activities that are eligible for cost sharing under this chapter.

(c) Existing mechanisms

Existing mechanisms shall be used to the extent possible to make payments and deliver services to the landowner under this chapter.

(d) Land grant universities

The Secretary, in consultation with State foresters or equivalent State officials, may provide assistance directly to other State and local natural resource management agencies and land grant universities in implementing this chapter in cases in which the State foresters or equivalent State officials are not able to make fund transfers to other State and local agencies.

(Pub. L. 95-313, §20, as added Pub. L. 101-624, title XII, §1223, Nov. 28, 1990, 104 Stat. 3542.)

CHAPTER 42—EMERGENCY CONSERVATION PROGRAM

Sec.

2201.

Payments to agricultural producers for carrying out wind erosion control or rehabilitation measures; criteria.

2202.

Payments to agricultural producers for carrying out water conservation or water enhancing measures; criteria.

- Sec.
2203. Undertaking of runoff retardation and soil-erosion preventive measures; cooperation with landowners and land users; criteria.
2204. Authorization of appropriations; availability of funds; implementation of provisions; limitations on expenditures.
2205. Regulations for implementation of provisions.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 26 section 126.

§ 2201. Payments to agricultural producers for carrying out wind erosion control or rehabilitation measures; criteria

The Secretary of Agriculture is authorized to make payments to agricultural producers who carry out emergency measures to control wind erosion on farmlands or to rehabilitate farmlands damaged by wind erosion, floods, hurricanes, or other natural disasters when, as a result of the foregoing, new conservation problems have been created that (1) if not treated, will impair or endanger the land, (2) materially affect the productive capacity of the land, (3) represent damage that is unusual in character and, except for wind erosion, is not the type that would recur frequently in the same area, and (4) will be so costly to rehabilitate that Federal assistance is or will be required to return the land to productive agricultural use.

(Pub. L. 95-334, title IV, §401, Aug. 4, 1978, 92 Stat. 433.)

EFFECTIVE DATE

Section 406 of title IV of Pub. L. 95-334 provided that: "The provisions of this title [enacting this chapter] shall become effective October 1, 1978."

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 3811, 3821 of this title.

§ 2202. Payments to agricultural producers for carrying out water conservation or water enhancing measures; criteria

The Secretary of Agriculture is authorized to make payments to agricultural producers who carry out emergency water conservation or water enhancing measures (including measures carried out to assist confined livestock) during periods of severe drought as determined by the Secretary.

(Pub. L. 95-334, title IV, §402, Aug. 4, 1978, 92 Stat. 434; Pub. L. 101-82, title V, §502, Aug. 14, 1989, 103 Stat. 586.)

AMENDMENTS

1989—Pub. L. 101-82, §502(1), inserted "(including measures carried out to assist confined livestock)".

Pub. L. 101-82, §502(2), temporarily substituted "any fiscal year in which there is a period of severe drought" for "periods of severe drought". See Effective and Termination Dates of 1989 Amendment note below.

EFFECTIVE AND TERMINATION DATES OF 1989 AMENDMENT

Section 502(2) of Pub. L. 101-82 provided in part that amendment by section 502(2) of Pub. L. 101-82 is effective only for fiscal year 1989.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 3811, 3821 of this title.

§ 2203. Undertaking of runoff retardation and soil-erosion preventive measures; cooperation with landowners and land users; criteria

The Secretary of Agriculture is authorized to undertake emergency measures, including the purchase of floodplain easements, for runoff retardation and soil-erosion prevention, in cooperation with landowners and land users, as the Secretary deems necessary to safeguard lives and property from floods, drought, and the products of erosion on any watershed whenever fire, flood, or any other natural occurrence is causing or has caused a sudden impairment of that watershed.

(Pub. L. 95-334, title IV, §403, Aug. 4, 1978, 92 Stat. 434; Pub. L. 104-127, title III, §382, Apr. 4, 1996, 110 Stat. 1016.)

AMENDMENTS

1996—Pub. L. 104-127 inserted "including the purchase of floodplain easements," after "emergency measures".

DISASTER ASSISTANCE FOR WATERSHED PROTECTION ACTIVITIES

Pub. L. 100-387, title IV, §402, as added Pub. L. 101-82, title V, §503, Aug. 14, 1989, 103 Stat. 586, provided that:

"(a) IN GENERAL.—The Secretary of Agriculture may provide disaster relief assistance in accordance with this section to repair damage caused by storms occurring in 1988 or 1989 to watersheds located in any county in any State, to the extent that funds authorized by this section remain available.

"(b) FORM OF ASSISTANCE.—The assistance authorized by this section—

"(1) includes both financial and technical assistance; and

"(2) shall be provided in a manner consistent with similar assistance authorized under section 403 of the Agricultural Credit Act of 1978 (16 U.S.C. 2203).

"(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section \$25,000,000 for fiscal year 1990."

§ 2204. Authorization of appropriations; availability of funds; implementation of provisions; limitations on expenditures

There are authorized to be appropriated such funds as may be necessary to carry out the purposes of this chapter. Such funds shall remain available until expended. In implementing the provisions of this chapter, the Secretary of Agriculture may use the facilities, services, and authorities of the Commodity Credit Corporation. The Corporation shall not make any expenditures to carry out the provisions of this chapter unless funds specifically appropriated for such purpose have been transferred to it.

(Pub. L. 95-334, title IV, §404, Aug. 4, 1978, 92 Stat. 434.)

§ 2205. Regulations for implementation of provisions

The Secretary of Agriculture is authorized to prescribe such regulations as the Secretary determines necessary to carry out the provisions of this chapter.

(Pub. L. 95-334, title IV, §405, Aug. 4, 1978, 92 Stat. 434.)

CHAPTER 43—PUBLIC TRANSPORTATION PROGRAMS FOR NATIONAL PARK SYSTEM AREAS

- Sec.
2301. Congressional statement of findings and purpose.
2302. Transportation service and facility programs.
- (a) Formulation and implementation of plans and projects developed pursuant to plans.
 - (b) Contracts, acquisitions, etc., for improvement of access to park system units.
 - (c) Repealed.
 - (d) Appropriation of fees collected and covered into Planning, Development, and Operation of Recreational Facilities appropriation account.
 - (e) Establishment of information programs.
 - (f) Undertaking of concession facilities or services.
 - (g) Construction of grant of authority respecting operation of motor vehicles excepted from statutory coverage.
2303. Transportation projects.
- (a) Assistance of heads of other Federal departments and agencies in formulation and implementation.
 - (b) Report to Congressional committees concerning planning, etc.
2304. Procedures applicable to formulation and implementation of transportation plans and projects developed pursuant to plans.
- (a) Public notice and meeting.
 - (b) Notice and opportunity to comment given to State and local governments; report to Congressional committees.
2305. Report to Congress; contents.
2306. Authorization of appropriations; availability of amounts.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 460ii-1, 460ii-2, 460ii-3, 460ii-4, 460ii-5 of this title.

§ 2301. Congressional statement of findings and purpose

(a) The Congress hereby finds that—

(1) the purpose of the National Park System is to preserve outstanding natural, scenic, historic, and recreation areas for the enjoyment, education, inspiration, and use of all people;

(2) units of the National Park System have recently been established near major metropolitan areas in order to preserve remaining open space and to provide recreational opportunities for urban residents (many of whom do not have access to personal motor vehicles); and

(3) circumstances which necessarily require people desiring to visit units of the National Park System to rely on personal motor vehicles may diminish the natural and recreational value of such units by causing traffic congestion and environmental damage, and by requiring the provision of roads, parking, and other facilities in ever-increasing numbers and density.

(b) The purpose of this chapter is to make the National Park System more accessible in a man-

ner consistent with the preservation of parks and the conservation of energy by encouraging the use of transportation modes other than personal motor vehicles for access to and within units of the National Park System with minimum disruption to nearby communities through authorization of a pilot transportation program.

(Pub. L. 95-344, title III, §301, Aug. 15, 1978, 92 Stat. 477.)

§ 2302. Transportation service and facility programs

(a) Formulation and implementation of plans and projects developed pursuant to plans

The Secretary of the Interior (hereinafter referred to as “Secretary”) is authorized to formulate transportation plans and implement transportation projects where feasible pursuant to those plans for units of the national park system.

(b) Contracts, acquisitions, etc., for improvement of access to park system units

To carry out the purposes of subsection (a) of this section, the Secretary is authorized to—

(1) contract with public or private agencies or carriers to provide transportation services, capital equipment, or facilities to improve access to units of the national park system;

(2) operate such services directly in the absence of suitable and adequate agencies or carriers;

(3) acquire by purchase, lease, or agreement, capital equipment for such services; and

(4) where necessary to carry out the purposes of this chapter, acquire by lease, purchase, donation, exchange, or transfer, lands, waters, and interests therein which are situated outside the boundary of a unit of the national park system, which property shall be administered as part of the unit: *Provided*, That any land or interests in land owned by a State or any of its political subdivisions may be acquired only by donation: *Provided further*, That any land acquisition shall be subject to such statutory limitations, if any, on methods of acquisition and appropriations thereof as may be specifically applicable to such area.

(c) Repealed. Pub. L. 104-333, div. I, title VIII, § 814(d)(1)(A), Nov. 12, 1996, 110 Stat. 4195

(d) Appropriation of fees collected and covered into Planning, Development, and Operation of Recreational Facilities appropriation account

All fees directly collected by the National Park Service in the operation of the facilities and services authorized by this chapter shall be covered into the Planning, Development, and Operation of Recreation Facilities appropriation account to be subject to appropriation.

(e) Establishment of information programs

The Secretary shall establish information programs to inform the public of available park access opportunities and to promote the use of transportation modes other than personal motor vehicles for access to and travel within the units of the national park system.